

1981 BILL 76

Third Session, 19th Legislature, 30 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 76

INTERPRETATION AMENDMENT ACT, 1981

MRS. FYFE

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 76
Mrs. Fyfe

BILL 76

1981

INTERPRETATION AMENDMENT ACT, 1981

(Assented to _____, 1981)

HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

1 *The Interpretation Act, 1980 is amended by this Act.*

2 *Section 21 is amended*

(a) *in subsection (1)*

(i) *in clause (b) by adding “or a person acting for the
deputy” after “Minister”, and*

(ii) *by adding “or acting deputy” after “a deputy”;*

(b) *in subsection (2)(b) by adding “or a person acting for his
deputy” after “deputy”.*

3 *The following is added after section 22:*

22.1(1) If an enactment authorizes or requires a document to
be sent, given or served by mail and the document is properly
addressed and sent by prepaid mail other than double registered
or certified mail, unless the contrary is proved the service shall
be presumed to be effected

(a) 7 days from the date of mailing if the document is mailed
in Alberta to an address in Alberta, or

Explanatory Notes

1 This Bill will amend chapter 70 of the Statutes of Alberta, 1980.

2 Section 21(1) and (2) presently read:

21(1) Words in an enactment directing or empowering a Minister of the Crown to do something, or otherwise applying to him by his name of office, include

(a) a Minister designated to act in the office, and

(b) the deputy of the Minister,

but nothing in this subsection authorizes a deputy to exercise any authority conferred on a Minister to enact a regulation as defined in The Regulations Act.

(2) Words in an enactment directing or empowering a person to do something, or otherwise applying to him by his name of office, include

(a) a person acting for him or appointed to act in the office, and

(b) his deputy.

3 Presumptions with respect to service of documents by mail.

(b) 14 days from the date of mailing if the document is mailed in Alberta to an address outside Alberta.

(2) Subsection (1) does not apply if

(a) the document is returned to the sender other than by the addressee, or

(b) the document was not received by the addressee, the proof of which lies on the addressee.

4 The Service of Documents During Postal Interruptions Act is amended in section 6 by striking out “section 18(4) of the Interpretation Act” and substituting “section 22.1 of the Interpretation Act, 1980”.

In accordance with section 4(1) of The Interpretation Act, 1980, this Bill comes into force on the date it receives Royal Assent.

4 Consequential amendment to chapter 88 of the Statutes of Alberta, 1980.